IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 13736 of 2005

For Approval and Signature:

HONOURABLE MR.JUSTICE D.A.MEHTA Sd/-

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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BHAVNAGAR MUNICIPAL CORPORATI-ON - Petitioner(s)

Versus

VAHIVATKARTA & POA OF PROP OF VIJAYKUMAR SUKHLAL SHAH - Respondent(s)

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Appearance :

MR RM CHHAYA for Petitioner(s) : 1,

MR MK VAKHARIA for Respondent(s) : 1,

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CORAM : HONOURABLE MR.JUSTICE D.A.MEHTA

Date : 16/03/2006

ORAL JUDGMENT

1.The learned Advocate for the petitioner states that the matter has become infructuous as the respondent has paid house tax which was in dispute.

2.In the circumstances, as the matter has become infructuous it is not necessary to proceed to hear the same on merits. Rule discharged. Interim relief granted earlier stands vacated. The petition is disposed of accordingly.

Sd/-
(D.A.MEHTA, J)

m.m.bhatt